

SENATE BILL NO. 211

INTRODUCED BY HANSEN

A BILL FOR AN ACT ENTITLED: "AN ACT LIMITING THE TYPE OF PLUMBING ACTIVITIES THAT MAY BE PERFORMED WITHOUT A PERMIT SO THAT AN OWNER OF A SINGLE-FAMILY RESIDENCE USED EXCLUSIVELY FOR THE OWNER'S PERSONAL USE WHO INSTALLS ~~ALL CERTAIN~~ SANITARY PLUMBING ~~AND OR~~ POTABLE WATER SUPPLY PIPING IS REQUIRED TO OBTAIN A PLUMBING PERMIT; PROVIDING THAT AN OWNER OF RESIDENTIAL PROPERTY MAY REPLACE A WATER HEATER OR INSTALL APPLIANCES WITHOUT A PLUMBING PERMIT IF THE OWNER PERSONALLY DOES THE WORK; AND AMENDING SECTION 50-60-506, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 50-60-506, MCA, is amended to read:

"50-60-506. Exceptions to permit requirement. (1) (A) A permit is not required for any minor replacement or repair work, the performance of which does not have a significant potential for creating a condition hazardous to public health and safety.

(B) FOR THE PURPOSES OF THIS SECTION, MINOR REPLACEMENT OR REPAIR WORK INCLUDES BUT IS NOT LIMITED TO:

(I) REPLACEMENT OF FIXTURES, FAUCETS, NONPOTABLE WATER SUPPLIES, AND TRAPS; AND

(II) KIND-FOR-KIND REPLACEMENT OF PLUMBING COMPONENTS.

(2) ~~A (A) EXCEPT AS PROVIDED IN SUBSECTION (2) (B), A permit is not required where~~ when the installation is exempt under the provisions of 37-69-102 or 50-60-503, ~~except that an.~~

(B) AN owner of a single-family residence used exclusively for the owner's personal use who installs all sanitary plumbing and OR potable water supply piping IN WHICH THE PLUMBING OR PIPING MAY BE COVERED BY WALLS, FLOORS, OR CEILINGS and WHO is exempt from licensing under 37-69-102(1)(a) is not exempt under this section from the requirement to SHALL obtain a permit.

(3) A state permit is not required whenever the installation occurs in an area governed by a county, city, or town and ~~where~~ when there is in effect a county, city, or town building code that covers plumbing installations and that provides inspection procedures.

(4) This part does not prohibit the owner of residential property from ~~making an installation for all sanitary plumbing and potable water supply piping~~ replacing a water heater OR INSTALLING APPLIANCES without a permit if the owner personally does the work.

(5) The provisions of this part do not apply to regularly employed maintenance personnel doing maintenance work on the business premises of their employer unless the work is subject to the permit provisions of this part."

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